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ALEXABDER M. GERASIMOW
ALLEN-BRADLEY COMPANY, LLC
1201 SOUTH SECOND STREET
MILWAUKEE, WI 53204-2496

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Director's Office
Office of Patent Publication

In re Application of :
EL-IBIARY, YEHIA :
Application No. 10/675,723 : DECISION ON PETITION
Filed: September 30, 2003 :
Attorney Docket No. 03RE019 :
:

This is a decision on the Petition Under 37 C.F.R. § 1.181(a) To Withdraw Holding Of Abandonment, received in the United States Patent & Trademark Office (USPTO) on August 16, 2006.

The petition is **GRANTED**.

Further investigation reveals that the replenishment check from Rockwell Automation did in fact have the attached check stub listing the Deposit Account No. 01-0857. The account number was overlooked by the accounting technician and inadvertently credited to another Deposit Account. After the Deposit Account Branch was notified of this on February 28, 2006 the funds were transferred to the correct account.

Since, the replenishment check was received on February 22, 2006, prior to the date—February 28, 2006—the Office of Finance attempted to charge the fees and if proper processed, the Deposit Account would have had sufficient funds to charge the required fees, the Decision On Petition mailed September 18, 2006, which dismissed the applicant's petition filed on August 16, 2006, is hereby **VACATED**.

The USPTO apologizes for any inconvenience to the applicant.

As authorized, the Issue Fee in the amount of \$1,400 and \$300 for the Publication Fee will be charged to Deposit Account. No. 01-0857.

The application will be processed into a patent.

Telephone inquiries concerning this decision matter may be directed to the undersigned at 703 308-9250 Ext. 137.

Thomas E. Hawkins
Paralegal Specialist
Office of the Director
Office of Patent Publications